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COMMONWEALTH OF MASSACHUSETTS

ESSEX, ss

SUPERIOR COURT DEPT.

STEPHEN ELLICOTT,

Plaintiff,

v.

ARTHUR HENNESSEY, THOMAS HUNTON  
And AMERICAN CAPITAL ENERGY, INC.,

Defendants/Judgment Debtors

ASAHI/AMERICA, INC., LUPOLI COMPANIES,  
LLC, AMERICAN CAPITAL ENERGY - BDD  
SOLAR, LLC AND CITY OF WOBURN,

Reach and Apply Defendants.

and

BANK OF NEW ENGLAND, ENTERPRISE  
BANK AND TRUST CO., SANTANDER  
BANK, N.A. and TD BANK, N.A.,

Trustee Process Defendants

Civil Action No.

17CV11617C

MOTION TO APPOINT SPECIAL PROCESS SERVER

Plaintiff Stephen Ellicott moves this Court, pursuant to Mass. R. Civ. P. 4(c), for the appointment of Dewsnap & Associates, LLC, or its designee, a qualified person over the age of 18 and not a party to this action, as special process server, authorized to serve all process in this action.

A TRUE COPY ATTEST  
*Antonia McDermott*  
DEPUTY ASST. CLERK

*Thomas H. Russell Jr.*

ALLOWED

OCT 26 2017

Timothy Q. Feeley  
Assoc. Justice

Exhibit 3